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37 C.F.R. 1.8

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September 14, 2004
Date

Steven L. Highlander

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Marina Konopleva et al.

Group Art Unit: 1635

Serial No.: 09/998,009

Examiner: R. Cook

Filed: November 28, 2001

Atty. Dkt. No.: UTSC:652US/SLH

For: CDDO-COMPOUNDS AND
COMBINATION THERAPIES THEREOF

RESPONSE TO RESTRICTION REQUIREMENT DATED JULY 14, 2004

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

This paper is submitted in response to the Restriction Requirement dated July 14, 2004 for which the date for response was August 14, 2004.

A request for a one-month extension of time to respond is included herewith along with the required fee. This one-month extension will bring the due date to September 14, 2004, which is within the six-month statutory period. Should such request or fee be deficient or absent, consider this paragraph such a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSC:652US/SLH.

In response to the restriction requirement which the Examiner imposed, Applicants elect, without traverse, to prosecute claims 1-56 and 57-66, *i.e.*, the Group I claims. With regard to the election of species, applicants elect leukemia cells generally, AML leukemia cells specifically, and the retinoid LD1069 as the secondary agent. Claims 1-8, 11-23, 25-27, and 33-56 read on the elected invention and are generic.

The Examiner is invited to contact the undersigned attorney at (512) 536-3184 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



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Date: September 14, 2004